

12/12/18

Hazelton Creek Properties v. EPA

Hazelton Creek Properties, Moosic, Pennsylvania, filed a petition dated 12/5/18 for review with the US Court of Appeals for the Third Circuit. The filing requests review of what the petitioner labels a “final agency action” in the form of a Notice of Noncompliance and Information Request.

Attorney Client / Ex. 5

Prior to the filing, the region met with attorneys for Hazelton. The Region also received a letter in response to the NON, detailing the petitioner’s potential arguments/defenses. Bethany Fisher is the OGC attorney and Cheryl Jamieson is the regional attorney. OGC is securing a DOJ attorney.

Attorney Client / Ex. 5

Attorney Client / Ex. 5

Additional background materials:

- A detailed briefing paper for the RA was prepared and presented prior to the filing.
- A letter from Hazelton responding to the Notice of Noncompliance.